5.21

PART III—Section 3

NOTIFICATIONS RELATING TO LOCAL SELF-GOVERNMENT.

LOCAL SELF-GOVERNMENT AND PUBLIC HEALTH SECRETARIAT.

Notification dated 17th September 1957.

No. LLH. 79 TCE. 57. In pursuance of Section 19 of the Mysore Town Municipalities Act, 1951 (Mysore Act No. XXII of 1951), the name of the person elected as Councillor of the Town Municipal Council of Bangarpet from the VIII Division of the Town Municipality at the bye-election held on 21st August 1957 is hereby notified.

Name of person	Division No.
Shri Abdul Subhan	VIII

By Order and in the name of the Governor of Mysore,

S. A. L. RAZVI,
Secretary to Government,
Local Self-Government and
Public Health Department.

479

OFFICE OF THE COMMISSIONER, CORPORATION OF THE CITY OF BANGALORE.

Notification dated 18th September 1957.

No. A.1-9—56-57. The following draft amendment, which is proposed to make in the bye-laws for the regulation of Traffic in Public Streets or their reservation for particular kinds of traffic in the City of Bangalore published with notification No. A. 1-(15)-52-53 dated 20th May 1953, is published under Section 371 of the City of Bangalore Municipal Corporation Act, 1949 (Act No. LXIX of 1949) for the information of the Public. Any objections or suggestions which may be received from any person with respect to the said proposal within one month from the date of publication of the draft in the *Mysore Gazette*, will be considered by the Corporation.

Draft Amendment.

Substitute the following for bye-law No. 30 (2) of the said bye-laws.

"30 (2).—No person riding a cycle other than a tandam on any road within the limits of the Bangalore City Corporation shall carry any other person on such cycle except a person under 15 years of age."

K. MOHAMED AHMED,
Commissioner.

486

OFFICE OF THE CHAIRMAN, CITY IMPROVEMENT TRUST BOARD, BANGALORE.

Notification dated 30th August 1957.

No. A 2. P.R. 242—55-6. In exercise of the powers conferred by section 43 (2) read with clause (2) of section 29 of the City of Bangalore Improvement Act, 1945, it is hereby notified for the information of all persons likely to be affected thereby that the following amendments to the Bye-laws governing receipt and disposal of applications for sites and levy of transfer fees will be taken to consideration after a month from the date of first publication in the *Mysore Gazette.*

Bye-law No.	Existing Bye-law	Bye-law No.	Amended Bye-law (proposed)
8	As soon as possible after the confirmation of allotments by the Board notices shall be issued to the allottees intimating the allotment. Earnest Money of the applicants who are not successful shall be refunded in full. Persons to whom sites have been allotted by tender or otherwise must pay the full value of site within ninety days of allotment and this period may, however, be extended by another sixty days subject to a payment of interest on the site value at 6½ per cent and arrange to take possession of the site after executing the prescribed documents. If the payment is not made even after the extended time the allotment shall be cancelled and half of the earnest money forfeited to the Board and the site otherwise disposed of:— The prescribed documents are:— 1 Affidavit:—To be executed on a Mysore Government General Stamp Paper of Rs. 3 (Rupees Three) and sworn to before a Magistrate. 2 Agreement:—To be executed on a Mysore Government General Stamp Paper of Rs. 1-8-0 (Rupee one and annas eight) and registered at the City Sub-Registrars Office, Draft copies of which could be had from the Office.	8	As soon as possible after the confirmation of allotment by the Board notices shall be issued to the allottees intimating the allotment. Earnest Money of the applicants who are not successful shall be refunded in full. Persons to whom sites have been allotted by tender or otherwise must pay the full value of site within ninety days of allotment and this period may however be extended by another sixty days subject to payment of interest on the site value at 6½ per cent. If the payment is not made even after the extended time, the allotment shall be cancelled, and half of the earnest money forfeited to the Board and the sites other wise disposed of. On payment of full value of the site a title deed will be given to the allottee at his cost.
9	Nil	9	An uniform rate of Rs. 10 for each case of transfer be charged irrespective of any consideration and kinds of transfers of sites.

Conditions.

Clause No	As existing	Clause No.	As amended
7	The applicant's deposit accompanying this application is returnable to him if a site is not allotted to him by the Board and half of the amount is liable to be forfeited to the Board if the applicant fails to take the site that may be allotted to him or pay the balance of the site value within a time as may be stipulated by the Board. The allottee, at his cost will get title and title deeds after the buildings are constructed on the site as per conditions above. Till then, he will get possession. Twenty-five per cent of the site value should be deposited immediately on allotment and the balance within three months from the date of allotment, the initial deposit being adjusted towards the above 26 per cent deposit.	7	The applicant's deposit accompanying this application is returnable to him if a site is not allotted to him by the Board and half of the amount is liable to be forfeited to the Board if the applicant fails to take the site that may be allotted to him or pay the balance of the site value within a time as may be stipulated by the Board. Twenty-five per cent of the site value should be deposited immediately on allotment and the balance within three months from the date of allotment, the initial deposit being adjusted towards the above 25 per cent deposit.

Add the following as clause 11, 12 and 13 to the conditions appended to the application form :—

Clause 11	...	No reduction will be shown in the value of the site once allotted.
Clause 12	...	A Clause will be inserted in the application form as hereunder:— "I have inspected the site applied for and I am agreeable to take it at the rate fixed by the Board."
Clause 13	...	An affidavit sworn to before a Magistrate to be produced along with the application for allotment of a site.

B. V. LANKAPPA,
Chairman.

1376

OFFICE OF THE PRESIDENT, TOWN MUNICIPAL OFFICE, CHANNAPATNA.

Notification dated 3rd September 1957.

No. H.C. 514—56-57. Notice is hereby given to the inhabitants of Channapatna Town and all those concerned that the Town Municipal Council, Channapatna, have resolved at their meeting held on 30th April 1957 to adopt and introduce " the Rules for levy of stand fees on Buses arriving at the Busstand, Channapatna Town Municipality, under Section 61 read with 62 of the Town Municipalities Act, 1951, on the basis of the Model Rules framed by the Government.

Any inhabitants of the Channapatna Town Municipality and all concerned objecting to the adoption and introduction of the said rules may within one month from the date of this notification, prefer his objection in writing to the President, Town Municipal Council, Channapatna. Objections received after the due date will not be considered.

Under Section 48 (3) of the Mysore Town Municipalities Act, 1951, the objections with regard to introduction of the said rules will be heard on 2nd October 1957, at 4 P.M. by the undersigned.

C. ABDUL KAREEM,
President.

1325

OFFICE OF THE PRESIDENT, TOWN MUNICIPAL COUNCIL, GUBBI.

Notification dated 12th August 1957.

(*Section*:—Clause (b) of Section 62 of the Town Municipalties Act, 1951).

No. H. C. 19/56—57. Notice is hereby given to the inhabitants of the Municipality of Gubbi Town, that the Municipal Council, desires to impose Toll on Vehicles, defined in the Rules Appended.

Any inhabitant of the Municipality objecting to the proposed Toll may, within one month from the date of this notice, send his objections in writing to the Municipal Council.

Rules adopted by Gubbi Town Municipal Council, under section 46 (2) read with section 61 (b) (iii) of the Mysore Town Municipalities Act, 1951, for the levy and recovery of Toll on vehicles, entering the limits of Gubbi Town Municipality :—

Rules for the levy and recovery of Toll on vehicles, entering Gubbi Town Municipality:—

1. Tolls at the rates mentioned in schedule shall be levied upon the vehicles specified therein entering the Municipality and shall be paid on demand.

2. The person in charge of the Toll-gate shall give the person paying the toll a proper receipt showing the amount received, the date and hour of payment and the description or marks of identification of the vehicles.

3. Exemptions :—

In the following classes of vehicles no Toll shall be levied :—

(1) Belonging to or employed by Government.
(2) Belonging to or employed by the Municipal Council,
(3) Licensed or registered by the Municipal Council, during the period for which they have been so registered or licensed.
(4) Belonging to a person who has compounded the Tolls leviable by priodical payments as established by the license issued therefor.
(5) Vehicles that are recognised by the Government of Mysore, for exemption, shall be exempted from payment of Toll.
(6) Used for the passage of Military or Police Officers on duty or for the conveyance of any property in their custody.
(7) Belonging to Government servants on duty who are certified by their immediate superiors as being not entitled for any travelling allowances.

4. Toll shall be lived only once in respect of each vehicle passing through the Toll-gates of the Municipality, on any day, counted from sunrise to sunrise irrespective of the number of times the vehicle enters the Municipality or the different routes by which it enters.

5. The person in charge of the Toll-gate shall be bound to maintain a proper account of the daily collection and of the traffic passing through the Toll-gate and it must be produced for inspectipn whenever called upon by the President, Vice-President or the Executive Officer of the Municipality.

6. Any person may before the expiry of the period mentioned in the permit apply in writing to the President or renewal of permit.

7. Whenever a person who has compounded for a definite period desires to discontinue to run his vehicle within the period he may apply for the refund of the balance of money, if any, paid by him in advance and on reasonable cause being shown the President may refund the excess amount, if any,paid by him, provided that no refund shall be allowed for a sum less than than one-third of the aggregate amount, due for the period for which the composition is effected. All applications for such refund shall be presented within fifteen days from the date of such discontinuance after the lapse of which any such claim shall not be considered under any circumstances whatsoever.

Refunds.

8. Any person from whom toll has been recovered unauthorisedly or in excess of the amounts prescribed in respect of any particular vehicle may apply in writing along with the receipt to the President of the Municipality for the refund of the amount paid within one month for the payment of such toll. Thereupon the President may have the claim investigated and disposed of.

General.

9. If the right of collection of Toll has been framed out, the composition fees collected by the President should be held at the credit of the contractor and adjusted towards his dues in the final instalment for the year.

SCHEDULE.

		Rs.	a.	p.
1	On every motor bus as defined in the Motor Vehicles Rules or motor lorry.	1	0	0
2	On every motor car ...1	0	0	
3	On every motor tricycle or bicycle or trailer attached to a motor car.	0	4	0
4	On every four-wheeled carriage. ...0	8	0	
5	On every two-wheeled carriage on springs other than a jutka. ...	0	4	0
6	On every jutka laden ...	0	2	0
7	On every jutka unladen ...	0	1	0
8	On every other vehicle with springs including a tricycleor bicycle.	0	2	0
9	On every cart or other vehicle not on springs drawn by two bullocks, horses, ponies, asses, or mules, if laden.	0	4	0
10	On every cart or other vehicle not on spring drawn by two buffaloes, bullocks, horses, ponys, asses or unles, if not laden.	0	2	0
11	On every cart or other vehicle not on springs drawn by single bullock, buffalo, horse, pony, ass, or mule, if laden.	0	2	0
12	On every cart or other vehicle not on springs drawn by a single bullock, buflalo, horse, poney, ass, or mule, if not laden.	0	1	0

B. NIJAGUNAIAH,
President.

1355

Notification dated 12th August 1957.

(*Section*—Clause (b) of Section 62 of the Town Municipalities Act, 1951.)

No. H. C. 23—56-57. Notice is hereby given to the inhabitants of the Municipality of Gubbi Town, that the Municipal Council, desires to impose Tax on business at the Municipal Market, defined in the following Bye-laws.

Any inhabitant of the Municipality objecting to the proposed tax may, within one month from the date of this Notice, send his objections in writing to the Municipal Council.

Bye-Laws adopted by the Gubbi Town Municipal Council, under Section 48 (2) of the Mysore Town Municipalities Act, 1951 (Mysore Act XXII of 1951), for the regulation of business at the Municipal Market and the Levy of fees in Gubbi Town Municipality based on the Model Bye-laws framed by Government under Section 48 (1) read with Section 80 (3) of the Mysore Town Municipalities Act, 1951, and issued in Notification No. L. 8660—Ml. 152-52-3, dated Bangalore 1st September 1952.

Bye-laws for the regulation of business at Municipal Markets and the levy of fees in Gubbi Town Municipal Limits.—

1. (i) These bye-laws may be called the Town Municipal Market bye-laws.

(ii) In these bye-laws, 'Municipal Market' or 'Market' means the place set apart by the Municipality as a market and includes the place set apart by the Municipality for the weekly shandies.

2. (i) The Municipal Market shall not be open for use by the public before 6 A.M. and after 8 P.M. on any day.

(ii) No person shall sell meat or fish in any stalls except those specifically set apart for the purpose.

3. Every person opening a shop in the Municipal Market shall pay the fee in accordance with the rates specified in the schedule below to these bye-laws.

4. Every shop-keeper or other vendor shall remove his goods before or within fifteen minutes after the time of closing the market.

5. Every shop-keeper or other vendor shall maintain all scales, weights and measures used or to be used in the market in a clean and proper order.

6. No person shall encroach upon any area in the market not specifically allotted to him for his shop.

7. No person shall be entitled to make use of any one place in the Municipal Market permanently without the written permission of the President and the President may permit the use of any one place permanently by any person on payment by him of a fixed rent for a period of not less than three months.

8. Unclaimed articles found by any person within the limits of the Municipal Market shall be handed over to the custody of the police.

9. No person shall create a disturbance in the market by singing or by beating of *tom tom* or by the use of musical instruments or by quarrelling or by using abusive language.

10. No person shall enter or loiter in any Municipal Market for the purpose of begging.

11. No person shall bring a dog into the Municipal Market.

12. No person suffering from leprosy or other loathsome or contagious disease shall enter the market nor shall such a person trade in the market.

13. No person shall answer the calls of the nature or commit any other nuisance within the limits of any Municipal Market.

14. The *Municipal or Police Officers* on duty in the market may expel from the Municipal Market any person who is found drunk or begging or who is a lunatic or who contravenes Bye-Law No. 9.

15. No person shall trade in the market unless he is in possession of the receipt for having paid the rate of Market fees specified in the schedule to these bye-laws.

16. No person shall smoke or drink or do anything which causes intoxication and no person shall spit or throw fruit peels or pieces of vegetables in the market except at the places specially set apart for those purposes.

17. Any person who infringes any of the above bye-laws shall be liable to a fine not exceeding ten rupees.

SCHEDULE.

		Rs.	a.	p.
1	Shops	0	2	0
2	Carts laden	0	2	0
3	Carts empty	0	1	0
4	Piece goods each shop	0	1	0
5	Bull, bullock, horse, ass, mule, laden or unladen.	0	1	0
6	Sheep and goat each	0	0	3
7	Cock or hen each	0	0	3
8	Fish shop each	0	0	6
9	Mutton shop each	0	4	0
10	Head load each	0	0	3
11	Cocoanuts, plantains each shop ...	0	1	0
12	Flowers shop each	0	0	3
13	Jaggery each basket	0	0	3
14	Other fruit baskets each ...	0	0	3
15	Other business in the basket each ...	0	0	3
16	One bundle hay	0	0	3
17	Green grass one head load ...	0	0	3
18	Baskets with oil pits each ...	0	0	6
19	Other shops each	0	0	3

B. NIJAGUNAIAH,
President.

Notification dated 12th August 1957.

(*Section.*—**Clause (b) of Section 62 of Town Municipalities Act, 1951.**)

No. H. C. 24—56-57. Notice is hereby given to the inhabitants of the Municipality of Gubbi Town, that the Municipal Council, desires to impose Tax on Vehicles, defined in the following Bye-laws.

Any inhabitant of the Municipality objecting to the proposed tax may, within one month from the date of this Notice, send his objections in writing to the Municipal Council.

Bye-laws adopted by the Gubbi Town Municipal Council, under Section 48 (2) of the Mysore Town Municipalities Act 1951 (Mysore Act XXII of 1951) for the numbering and registration of vehicles liable to taxation in Gubbi Town Municipality in accordance with the Model Bye-laws made by Government under Section 48 (1) (j) read with Section 66 of the Municipal Act and notified in L. No. 13292—Ml 82-51-18, dated 19th February 1952.

BYE-LAWS FOR THE NUMBERING AND REGISTRATION OF VEHICLES IN GUBBI TOWN MUNICIPALITY.

1. Any person who is the owner of a carriage, bicycle or tricycle liable to taxation in the Municipality shall register such carriage, bicycle or tricycle at the Municipal Office within thirty days of these bye-laws coming into force, or within thirty days of his newly coming into possession of such carriage, bicycle or tricycle. He shall also, when he continues to be in possession of such carriage, bicycle or tricycle renew the registration at the said office for a year within thirty days from 1st April each year.

Explanation No. 1.—'Owner' in these bye-laws includes the person in charge or possession for the time being of the carriage, bicycle or tricycle.

Explanation No. 2.—'Carriage' means any wheeled vehicle drawn by a horse, bullock or other animal or pushed or pulled by a man, but does not include tricycles constructed for use by children below the age of twelve years and perambulators.

2. The above registration shall be made on payment of the yearly tax on such carriage, bicycle or tricycle as prescribed under the rules in force in the Municipality, and defined in the schedule hereunder.

3. A disc bearing the register number shall be issued free of cost, to each carriage, bicycle or tricycle thus registered. In the event of the disc being lost a duplicate will be issued on payment of a fee of annas eight. In the case of carriages, the numbers will be painted prominently thereon.

4. No carriage, bicycle or tricycle thus registered shall be used without its number disc being conspicuously attached to it or the number being prominently painted thereon.

5. Any person who contravenes any of the foregoing bye-laws shall, on conviction before a Magistrate, be punishable with a fine which may extend to rupees fifty.

B. NIJAGUNAIAH,
President.

Notification dated 12th August 1957.

(*Section* :—Clause (b) of Section 62 of the Town Municipalities Act, 1951).

No. H.C. 20—56-57. Notice is hereby given to the inhabitants of the Municipality of Gubbi Town, that the Municipal Council desires to impose tax on vehicles, defined in the Rules appended.

Any inhabitant of the Municipality objecting to the proposed Tax may, within one month from the date of this notice, send his objections in writing to the Municipal Council.

Rules for the levy of tax under Section 61 (b) (ii) of the Act on vehicles used for riding burden or draught and kept for use within the Gubbi Town Municipality :—

1. A tax at the rate specified in the following schedule shall be payable by the owners in respect of vehicles of the description mentioned in the said schedule which are used for riding, burden, or draught and kept for use within the Gubbi Town Municipality.

SCHEDULE.

	Tax. Rs. a. p.
(1) For every vehicle without springs ...	3 8 0
(2) For every Bicycle	2 8 0

2. *Exemptions.*—In the following classes of vehicles no tax shall be levied.—

(1) Bicycles owned by Officials of the Municipality.
(2) Bicycles owned by Officials of Police Department.

3. *Refund of Tax.*—Where the tax due in respect of any vehicle has been paid for any year, the owner or the person in charge thereof shall be entitled to a refund of the sum paid.

(*a*) If he has owned or been in charge of the vehicle for not more than 30 days in the year.

(*b*) If the vehicle has been under repairs or standing at a carriage maker's or cycle-dealer's shop during the whole of the year;

(*c*) If the vehicle certified by the President or any person authorised by him to have been unfit for use, has not been used during the whole period. provided that due notice in writing shall have been given to the Municipality of the vehicle having been disposed of or having ceased to be used.

4. *Method of calculating liability to tax.*—When a person has owned or had charge of two or more vehicles of the same description each at different periods in one year he shall be deemed to have owned and had charge of one vehicle only as the case may be for the aggregate number of days in the said two or more periods.

5. *Vehicles changing hands.*—If a year's tax has been levied in respect of a vehicle, no further tax for the same year shall be leviable in respect of the said vehicle if it changes hands during the currency of the said year.

B. NIJAGUNAIAH,
President.

1355

Notification dated 12th August 1957.

(*Section* :—Clause (b) of Section 62 of the Town Municipalities Act, 1951).

No. H.C. 19—57-58. Notice is hereby given to the inhabitants of the Municipality of Gubbi Town, that the Municipal Council desires to impose Toll on vehicles, defined in the Bye-laws appended.

Any inhabitant of the Municipality objecting to the proposed Toll may within one month from the date of this notice, send his objections in writing to the Municipal Council.

Bye-laws adopted by the Gubbi Town Municipal Council under Section 48 (2) of the Mysore Town Municipalities Act, 1951 (Mysore Act XXII of 1951) for the levy of Toll on vehicles entering the limits of Gubbi Town Municipality based on the Model Bye-laws framed by Government under Section 48 (1) (z) of the Town Municipalities Act, 1951 and issued in Notification No. L. 13157—Ml. 152-52-15, dated Bangalore, 14th November 1952.

BYE-LAWS REGARDING LEVY OF TOLLS.

1. The Municipal Council shall establish toll-gates for the purpose of collecting tolls on the several routes leading into the town and notify the location of such toll-gates.

2. The toll-gates shall be called the Gubbi Town Municipal Toll-gates.

3. No vehicles liable to the payment of toll, shall enter into the Municipal limits except by one of the Toll-gates described hereunder :

(i) Tumkur Gate in Bangalore-Honnavar Road
(ii) Nittur Gate do
(iii) Hebbur Gate in Gubbi-Hebbur Road
(iv) Railway Gate in the Feeder Road to Railway Station, Gubbi.

4. The Municipal Council shall have power to change, add to or combine the existing toll-gate if they consider that such a course is necessary for the proper collection of tolls. Every such change, addition or combination shall be notified in the limits of the Municipality.

5. No toll shall be levied on through traffic. The time limit for through traffic from one end to other end of the Town shall be half-an-hour.

6. Every person or owner who is for the time being in possession or use of any vehicle shall be bound to stop at the first toll-gate of entry into the town limit through which he desires to pass.

7. Every such person or owner in possession for the time being of any vehicle shall be bound to give all necessary and true information for the ascertainment of levy and collection of toll, to the person in charge of such toll-gates.

8. If on such information the person in-charge of the toll-gate considers that the owner or user of any bus, etc., is liable to pay toll, such owner or user shall pay such tolls at the prescribed rates. But if he considers that the owner or user is entitled to exemption, after looking into the pass or permit, if any, the person in charge of the toll shall permit him to proceed.

9. Penalties :—Any person who violates or commits breach of the above bye-laws shall render himself liable before a Magistrate to a fine which may extend to Rupees Twenty.

B. NIJAGUNAIAH,
President.

1355(a)

Notification dated 12th August 1957.

(*Section.*—Clause (b) of Section 62 of the Town Municipalities Act, 1951).

No. H.C. 21—56-57. Notice is hereby given to the inhabitants of the Municipality of Gubbi Town, that the Municipal Council, desires to impose Lighting tax, defined in the Rules appended.

Any inhabitant of the Municipality objecting to the proposed tax may, within one month from the date of this notice, send his objections in writing to the Municipal Council.

Rules adopted by the Gubbi Town Municipal Council, under Section 46 (2) read with Section 61 (b) (x) of the Mysore Town Municipalities Act, 1951 (Mysore Act XXII of 1951) for the levy and recovery of Lighting Tax in Gubbi Town Municipality based on the Model Rules framed by Government under Section 46 (1) (h) of the Town Municipalities Act, 1951 and issues in Notification No. L. 14282—Ml. 153-52-16, dated Bangalore, 24th November 1952.

Rules for the levy and recovery of Lighting Tax in Gubbi Town Municipality.

1. A lighting tax at a rate of annas four (Re. 0-4-0) in a rupee shall be levied on the tax of lands and buildings by the Town Municipal Council, Gubbi.

595

2. The tax will be collected in advance in two half-yearly instalments in the months of April and October of each year, in the same manner and by the same agency as is entrusted with the collection of taxes on buildings and lands within the Municipal area.

3. A receipt shall be given for the tax paid and no refund of the tax so paid shall be made under any circumstances, unless it is shown as double payment for the same period.

B. NIJAGUNAIAH,
President.

1355(b)

Notification dated 29th August 1957.

(Section :—Clause (b) of Section 62 of Town Municipalities Act, 1951).

No. H.C. 12—53-54. Notice is hereby given to the inhabitants of the Municipality of Gubbi Town, that the Municipal Council desires to impose the Octroi defined in the Bye-laws appended, (in lieu of the tax known as the Octroi which is sanctioned in Government Order No. L. 1151-5/ML. 88-45-101, dated 28th July 1949, of the sanctioned Bye-laws).

Any inhabitant of the Municipality objecting to the proposed tax may, within one moth from the date of this notice, send his objections in writing to the Municipal Council.

BYE-LAWS adopted by Gubbi Town Municipal Council under Section 48 (2) of the Mysore Town Municipalities Act, 1951 for the purpose of collecting Octroi based on the Model Bye-laws framed by Government in Notification No. L. 14386—MI. 152-52-18, dated 24th November 1952.

Octroi Bye-laws.

1 The octroi limits for the purposes of collecting octroi shall be the Municipal limits.

2 No article liable to octroi shall be brought within the Municipal limits except by one of the high roads and the cross roads specified in the annexed schedule or by the Railways.

3 (*a*) The octroi posts at which such goods shall be liable to inspection shall be the Cokads on the high roads as well as the cross roads specified in the schedule, the bonded warehouse and the railway station. And every person bringing dutiable goods within the Municipal area shall report the fact at the first of such post on the route by which they are brought. All officials of the Octroi Department not below the rank of the Mutsaddi are authorised to inspect the contents of any conveyance or package under Section 85 of the Town Municipalities Act, 1951.

(*b*) All persons driving vehicles shall stop them at the Octroi posts when entering the Town Municipal limits (whenever required to do so by the Octroi staff) for the purposes of examining and searching articles liable to octroi.

(*c*) Breach of clause (*b*) of this Byelaw shall render the offender liable on conviction to a fine not exceeding Rupees Fifty.

4 A table showing the articles on which octroi is leviable shall be open to the inspection of any person at the Municipal Office and copies thereof shall be supplied without any charge to any person requiring the same. Such table also shall be affixed in a conspicuous place at every post or Office at which octroi is levied.

Grant of licenses for the sale of certain articles.

5 The conditions on or subject to which licences for sale of articles liable to octroi may be granted shall be as follows :—

Octroi license of wholesale dealers.

(1) That the license shall be in force only till the 31st March of every financial year and that it shall be shown to any octroi officer when he shall lawfully call for the same.

(2) That due written notice of the despatch of all consignment of dutiable articles to the licensee's address and probable date of arrival within Municipal limits be given to the officer in charge of the Town Bonded Warehouse, that these goods be brought within the Municipal limits between [illegible] A.M. and 6 P.M. and by any of the public high roads and cross roads described in the schedule or by railway, and that the parties in charge report themselves to the first Cokad reached within Municipal limits, a peon from which will accompany the consignment to the Bonded warehouse and that the importers or person in charge of the consignment shall be bound to answer truely all lawful questions put by the Octroi Mutsaddi or the Officer in charge of the Town Bonded Warehouse.

(3) That all Octroi articles attempted to be introduced within Municipal limits after 6 P.M. and before 6 A.M. or by any other than the public roads described in the said schedule or by the railway, will be considered as contraband and treated accordingly.

(4) That the articles subject to octroi duty mentioned above shall not be introduced into the premises of the licensee or place of business without payment of octroi thereon.

(5) That when by the license the licensee is authorised to vend (goods to be specified by the Municipality) in any form an account in the accompanying form shall be kept by the licensee of all stock of (goods to be specified by the Municipality) imported and disposed of either by sale within the Town or exported beyond the Municipal limits and that such accounts shall be open to the inspection of any Octroi Officer above the grade of a peon and shall be submitted to the Officer in charge of the Bonded Warehouse on the 15th of every month for verification.

(6) That no dutiable articles intended for consumption in the Town of Gubbi shall, under any circumstances, be allowed to be deposited by the licensee in any of the villages immediately beyond Municipal limits.

(7) That the licence shall not be transferable by sale, gift, mortgage or otherwise and that no persons except such as are named herein shall have power to act under it.

(8) That the licensee shall deposit Rs. 100 as security for the due observance of the conditions of the license, the whole or part of it being forfeited as the President may direct for breach of any of the conditions of the license.

Octroi License—License by Retail Dealers.

6 (1) That the premises of the licensee may be inspected by any Octroi Officer at any time in the manner prescribed by the Bye-laws.

(2) That in respect of all dutiable articles in the said premises whether purchased or sold by the licensee the octroi duty shall have been paid and the dutiable articles shall have been purchased at the Bonded Warehouse or from a duly licensed wholesale dealer.

(3) That no dutiable article shall be stored or sold in any other place than licensed premises and any dutiable article found in an unlicensed premises is liable to be contraband and dealt with accordingly.

(4) That the license shall be in force only for 12 months namely from 1st April 19.....to 31st March 19.....and that it shall be exhibited to any Octroi Officer when he shall lawfully call for the same.

(5) That the license shall not be transferred by sale, gift, mortgage or otherwise and that no persons except such as are named in the license shall have the power to act under it.

(6) The licensee shall within fifteen days from the date of issue of the license to have a sign board put up in a conspicuous part of the premises occupied by him with the following inscription legibly painted thereon in Kannada and English :—

Number of Licensee.....
Name.....
License to sell.....

(7) That the licensee shall deposit Rs. 10 as security for the due observance of the conditions of the license, the whole or part of it being forfeited as the President may direct for the breach of any of the conditions of the license.

(8) That the license shall be liable to suspension or forfeiture for breach of any of the conditions of the Octroi Bye-laws.

Refunds.

7 On all articles on which octroi duty has been paid and which are subsequntly exported by the original importer himself beyond the Municipal limits wthout breaking bulk refunds shall, subject to the following rules

be granted at the rates originally charged at the time of import :—

(i) On timber imported and re-exported in log within six months from the date on which octroi was levied ;

(ii) On piecegoods within three months from the date on which octroi was levied ;

(iii) All other articles within one month from the date on which octroi was levied :

Provided that no refund shall be granted of any sum less than one rupee.

8 Any person claiming refund under the above bye-laws shall produce the goods to be exported at the Central Octroi Office together with the orignal receipt for octroi duty paid thereon and on application for refund prepared in triplicate in the form annexed to these bye-laws. He shall fill up columns 1 to 10 of the application signing and dating the same, before he presents at the Octroi Office, he shall also produce for record in the office a certified copy of the invoice as per which duty was paid on the article at the time of its import.

9 Any person who has been exempted under Rule 6 of the Octroi Rules from production of goods at the Octroi Office on import shall, subject to the same conditions, be exempted from the production of goods to be exported

10 The Officer-in-charge of the Octroi Office on being satisfied as to the identity of the goods produced with those for which receipt has been granted or the validity of the claim, shall fill up columns 11 to 15 and the coupon and hand over the form to the exporter along with a certificate in the Form annexed.

11 All goods exported under such pass and also all goods exported under free export pass under Rule No. 13 of the Octroi Rules shall be produced by the exporter at the octroi post of exit.

12 The octroi subordinate in charge of the post of exit shall satisfy himself that the goods produced as being covered by the pass correspond with the entries in the pass presented with them.

13 If the goods are being exported otherwise than by rail and if the consignment appears to be duly covered by the pass, he shall retain the coupon after due endorsement of the particulars specified on the reverse of the form. Otherwise he shall retain the pass and shall report the circumstances forthwith for the orders of his immediate superior. If the goods are under a free export pass, and do not appear to agree with the particulars given therein, they shall be detained until the orders of his superior are received.

14 If the goods are for export by rail, the octroi subordinate in charge of the station of exit shall retain the pass pending production of a railway receipt for the goods covered by the pass. Upon production of the railway receipt, if after due enquiry the said Octroi subordinate is satisfied that the goods produced are covered by the pass and also by the railway receipt in question, he will then endorse on the reverse of the form and also on the coupon, the number and date of the railway receipt and will return the form retaining the coupon subject to the disposal in the prescribed course of business.

15 In all cases in which refunds are claimed the triplicate pass duly endorsed, as provided by bye-laws 13 and 14 respectively must be produced at the Central Octroi Office by the person keeping the refund and if after due check the Officer in charge is satisfied that a refund of octroi covered by such passes is duly payable, he shall forthwith pay the same to the person presenting the triplicate pass.

16 Every importer of dutiable articles, shall, if called upon by a requisition in writing signed by the President within three months of such import account for the articles received by him by producing either a permit obtained in token of payment of Octroi duty or any export pass in proof of having exported the whole or part of the articles so received or othewise.

17 Any person importing or exporting dutiable articles who infringes the above bye-laws shall be liable to a fine not exceeding 50 rupees.

MUNICIPALITY OF GUBBI.

Form of application for refund of Octroi on goods exported from the Municipality.

To be filled up by the exporter									To be filled up by verifying officer					Coupon
Description of goods	Quantity, number and value	Name of exporter with address in full	Name of person presenting this application with address in full	Place to which goods are exported.	Name of the consignee with address in full	Name of Octroi at which the goods are exported	Date and hour at which the goods are to be exported	Means of conveyance	Particulars of packages e.g., number of bags baskets, etc.	Deduction to be made from the quantity, number or value of goods	Why deducted	Net quantity, value or number	Rate of Octroi	Amount of refund	Application number
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16

I intend exporting the goods mentioned above from this Municipality. Please refund the duty thereon to..... who is my authorised agent.

.....

Signature of exporter or his authorised representative .

Endorsement by Verifying Officer.

I have, as far as possible, examined the good mentioned in this application and made entries in columns 11 to 15.

I have, this day .....at.....A.M./P.M. satisfied myself that they agree with the details of the application.

.....

Signature of Verifying Officer.

Endorsement by the Mutsaddi at the Ookad of Export. 527

I certify that the goods numbering/weighing.....mentioned in this application passed out of the Municipal limits in my presence on .....at .....

.....

Signature of Mutsaddi at Export Ookad.

(Counterfoil).

(Counterfoil) Certified that the goods mentioned in this application have actually passed out of Municipal limits in my presence on.....at.....

.....

Signature of Mutsaddi at Export Ookad.

Report of Refund Clerk.

Checked and agreed with the Refund Ledger (the exporter has produced Railway Receipt No.....in proof of export).

.....

Signature of Refund Clerk.

Order of Disbursing Officer.

Pay Rs.....a.....p.....

Date..... .....

.....

Signature.

Payee's Acknowledgment.

I acknowledge receipt of the amount entered in the payment order, namely, Rs.....a.....p.....

Date.....

.....

Signature of Payee.

Notification.

Annexure to Notification No. H.C. 12—53-54, dated 10th July 1956, (published in the *Mysore Gazette* of 26th July 1956) relating to adoption of Octroi Bye-laws and Rules in Gubbi Town Municipal Limits.

Schedule showing the Municipal Limits and the High roads by which articles liable to Octroi shall be brought into Gubbi Town.

1 From Gubbi to Nittur Road, 2nd furlong in 56th mile.
2 Road from Gubbi—Tumkur up to 6th furlong in 54th mile.
3 Road from Gubbi—Hebbur up to Iron-bridge.
4 Road from the Railway Station to Gubbi Town.

SCHEDULE No. II.

The officer in-charge of the Octroi Office, Town Municipality of Gubbi.

Please receive the undermentioned goods and deposit them in the Koti.

Name of depositor	Description of articles deposited	No. of packages	Distinguishing Marks, if any	Weight Mds. Srs	Measurements Cft. C in.	Quantity	Value	Remarks
1	2	3	4	5	6	7	8	9

I do hereby certify that I have satisfied myself that the entries as made by me above are correct and that I am fully aware of the provisions of Rules Nos. 10 to 14, 16, 17 and 18 relating to the deposit.

Witness : Signature of depositor.

Signature..... Address.....

Date..... Date.....

SCHEDULE No. III.

Octroi Office or Bonded Warehouse Gubbi Town Municipality. Received for deposit the undermentioned goods from .....

Receipt No.	Consignment number and date	Goods despatch note number	Name and description of articles	Number of articles	Remarks
1	2	3	4	5	6

Octroi Clerk.

Officer in charge of Octroi Office or Bonded Warehouse.

833

B. NIJAGUNAIAH,
President.

Notification dated 29th August 1957.

Section:—Clause (*b*) of Section 62 of the Town Municipalities Act, 1951.

No. HC. 12/53.54. Notice is hereby given to the inhabitants of the Municipality of Gubbi Town, that the Municipal Council desires to impose the Octroi defined in the Rules appended (in lieu of the tax known as the Octroi which is sanctioned in Government Order No. L. 1151-3/Ml. 88-45-101, dated 26th July 1949 of the sanctioned rules).

Any inhabitant of the Municipality objecting to the proposed tax may within one month from the date of this notice, send his objections in writing to the Municipal Council.

Rules adopted by Gubbi Town Municipal Council under section 46 (2) of the Mysore Town Municipalities Act, 1951 for the levy and recovery of Octroi under Section 61 (b) (iv of the said Act based on the model rules framed by Government in Notification No. L. 14388—M1. 152-52 19, dated 24th November 1952.

Octroi Rules

1 Octroi shall be levied in respect of animals and goods or both specified in the schedule to these rules at the rates noted against each.

2 The octroi shall be paid at the time of import of the animals or the goods to the Octroi Mutsaddi in charge of the Octroi Ookad. In case of disagreement as to the amount of octroi duty payable by the importer of goods imported within the octroi limits the mutsaddi in charge of the ookad shall cause the importer to take the goods before the President or Vice-President or the Executive Officer, for the settlement of the duty to be paid.

3 When the goods have been examined at the octroi ookads, a pass in duplicate for such of the goods as are liable to octroi duty shall be furnished to the importer by the Octroi Mutsaddi. On receiving such pass, the importer shall forthwith bring the taxable goods to the Central Octroi Office accompanied by a peon, provided that, if the duty to which the goods are liable does not exceed five rupees, the Octroi Mutsaddi may receive such duty and give to the importer a permit showing the nature and quantity of goods and the duty received provided also that in the case of goods imported by railway, the inspector or other officer in charge of the Octroi post at the railway station may, in the same manner, receive duty not exceeding five rupees.

4 When goods accompanied by a pass as aforesaid are brought to the Central Office, they may be unloaded and weighed or counted by the Officer-in-charge of the Octroi Office. Upon ascertainment of the amount of octroi payable on the goods, the importer shall either pay the amount due and receive permit for the removal of the goods or shall deposit the same in the Octroi Office. When the duty is paid as above a permit shall be granted by the Officer-in-charge of the Central Octroi Office for the removal of the goods showing the quantity or weight of the goods, the duty paid in respect thereof and the date of payment. The fact of the receipt shall also be noted on each copy of the duplicate pass, one copy of which shall be paid in the office and one copy returned to the octroi post from which it was received. In case the importer wishes to re-export the goods at once, he shall do so only after obtaining a free export pass subjecting the goods to the escort of an octroi subordinate.

5 With a view to facilitating the appraisement of the value of goods when the tax is assessed on value, the importer may be called upon to produce the invoice of the goods for the inspection of the officer-in-charge of the Central Octroi Office. Whenever the invoice produced by an Importer is in a language other than English or Kannada, he shall produce a true copy of such invoice translated into English or Kannada and verified by the importer.

In case the Importer does not produce an invoice he shall give a declaration in writing regarding the quantity, number, weight, value, etc., of the article for clearance of octroi duty. Should the importer fail or refuse to produce the inovice or if the invoice or the declaration produced appears to the officer-in-charge of the Central Octroi Office to be false or unduly low, the value of the goods shall be assessed by the officer-in-charge of the Central Octroi Office at current rates and octroi levied accordingly.

Explanation.—When the appraisement of the value of goods is made on the basis of the invoice the value shall include all expenses such as packing charges, freight charges, cart hire, etc., less trade discount shown in the invoice.

6 With the previous approval of the President, in each case, any carrying agent through whom goods are imported on behalf of the persons resident within the municipality or any wholesale importer may on depositing as security such amount not being less than Rs. 250 as may be fixed by the President, be exempted from producing the goods imported by him, or through his agency for inspection at the Central Octroi Office, provided for the supply to the Municipal Council of correct and detailed lists of all such goods with the names of the consignees in each case. Every such agent shall be responsible to the extent of his deposit for the payment of octroi on all goods which may have left his premises without octroi having been paid :

Provided that the President may at any time cancel such exemption by giving notice in writing to such agent or importer and return to him the amount of his deposit or such portion thereof, as may remain to his credit or may in any case require such agent or importer to produce any such goods for inspection at the Central Octroi Office.

Every deposit holder under this bye-law shall submit on or before the third of every month the stock accounts of the previous month for verification of the dutiable articles.

Deposit Room:—Centrnl Octroi Office (Bonded Warehouse).

7 The Municipal Council shall provide a Bonded Warehouse in the Central Octroi Office for the custody of goods which may be deposited under Rule 3 of the Octroi Rules.

9 The Bonded Warehouse shall be open for the transaction of business from 11 A.M. to 5 P.M. daily except on Sundays and Holidays authorised by the President. Arrangements shall however be made by the officer-in-charge of the Octroi Office for dealing with perishable articles such as betel leaves on such days.

9 Any important depositing goods in the Bonded Warehouse shall, unless the Officer-in-charge of the Octroi Office has previously by weighing, counting, or appraising ascertained the amount of octroi payable thereon, give a declaration in the form appended (Schedule No. 2) of the description weight, quantity and if necessary of the value of the goods.

10 A receipt in the form appended (Schedule No. 3) shall be given by the Officer-in-charge of the Central Octroi Office for all the goods deposited in the Bonded Warehouse and a Register of all such goods shall be maintained.

11 The receipt given by the Octroi Department for depositing the goods should be returned before taking delivery of the articles to which it refers; otherwise the Officer-in-charge of the Central Octroi Office may refuse to deliver the articles.

12 If the depositor does not himself take delivery of the articles deposited in the Octroi Office, he must endorse on the receipt a request for delivery to the person to whom he wishes it to be made and if the receipt is not produced the delivery of the goods may at the discretion of the Office in-charge of the Octroi Office be withheld until the person entitled in his opinion to receive the same has given an indemnity to the satisfaction of the Officer-in-charge of the Octroi Office.

13 Any person who has deposited goods in the Bonded Warehouse may break bulk or change the packing thereof on application to the Officer-in-charge of the warehouse or may, on paying full duty thereon, import such goods into the Municipal limits covered by a permit or may export such goods immediately after the receipt into the Octroi Office free covered by an export pass subject to the escort of an octroi subordinate, provided that new packages covered by such pass shall, if possible, before they are taken from the warehouse, be stamped by the Officer-in-charge, so as to show that they are under deposit.

The Export pass shall be in triplicate, the original being retained by the Officer-in-charge of the warehouse, and the duplicate and triplicate delivered to the exporter.

14 No goods shall be allowed to leave the warehouse until storage fee has been paid thereon under the following rules :—

(*a*) Goods shall be allowed to remain 24 hours free of charge counted from sunrise to sunrise.

(*b*) After that period single rates as in the following table shall be charged for seven days or portions thereof.

Sl. No.	Kind of goods	Rate Rs. a. p.
1	Piece goods Bundles.—	
	(i) Per bale of 400 lbs. or over	... 0 2 0 per day
	(ii) Per bale of less than 400 lbs.	... 0 1 0 per day
2	Tobacco bundles	... 0 1 0 per maund portion there per day.